

REMARKS

Claims 1-3 remain in the application and have been amended hereby.

Reconsideration is respectfully requested of the objection to the title.

A new title has been proposed that is intended to be more clearly indicative of the novel features of the present invention.

Reconsideration is respectfully requested of the rejection of the claims under 35 US 102(e), as being anticipated by Kimura et al..

The present invention is intended to provide a portable telephone that is both versatile and easy to use. One feature of the present invention is that it permits the setting of user keys to select a dedicated function selected from a menu. For example, the three keys known as user keys shown at 9 in Fig. 1 can have various functions assigned to them upon operations by the user of the portable telephone, so that any one of a number of different functions may be dedicated to a respective one of the user keys. For this reason, the legend telling the user, which particular function is, in fact, assigned to one of the user keys appears in the display, which is located right above the user keys.

Another feature of the present invention that is intended to increase its versatility and usability is the use of a so-called five-direction jog dial that has five directions of possible actuation motion. With this single function selector, typically operated by the thumb of the user, a large

number of operations are possible, such as scrolling, returning back to the waiting screen, bringing up a main menu, and setting the shortcut menu, which corresponds to the dedicated operations assigned to the three user keys.

The claims have been amended hereby to emphasize the above-noted features of the present invention.

Kimura et al. relates to a portable telephone, as well, and provides a number of keys on the front thereof. Unlike the present invention, however, the functions keys in Kimura et al. telephone are, in fact, perpetually dedicated. Key 10 is a left scroll, key 14 is a right scroll, and key 12 is a confirmation button. Key 16 is the start and key 18 is the end and key 19 is a redial. Although a display is provided, there is no capability of assigning different functions to different keys, as in the presently claimed invention. More importantly, Kimura et al. fails to show or suggest the use of a five-direction jog dial, as in the presently claimed invention.

Therefore, it is respectfully submitted that Kimura et al. fails to anticipate the present invention and, moreover, Kimura et al. fails to suggest the present invention as set forth in the amended claims because Kimura et al. does not provide any five-direction jog dial as in the presently claimed invention.

Accordingly, in view of the amendments made to the claims hereby, as well as the above remarks, it is respectfully submitted that a portable telephone having a function

assigning means and a five-direction jug dial, as taught by the present invention and as recited in the amended claims, is neither shown nor suggested in the cited reference.

Favorable reconsideration is earnestly solicited.

Respectfully submitted,

COOPER & DUNHAM LLP

A handwritten signature in black ink, appearing to read "Jay H. Maioli". The signature is written in a cursive, flowing style.

Jay H. Maioli  
Reg. No. 27, 213

JHM:gr